

March 21, 1973

insurance industry, the insurance lobby by attacking 161 in this way. We're going to consider them, let's consider them both on their merits on the floor.

PRESIDENT: Now Senator Waldron, do you care to respond?

SENATOR WALDRON: Mr. President, members of the legislature, may respond to what Senator Duis has said and Senator Carstens (machine garbled) if Senator Carstens really believes what he said about we ought to consider these on the floor, so it's strange that the committee did not report them to the floor, rather than indefinitely postponing, if it's an issue he feels should have been discussed this year, now I will, I'll tell you what I will do and I will abide by this. We each Senator Duis and myself, and Senator Carstens, get together and each of us select what we consider an authority in the no fault area, and, an authority in the no fault area, and we have them look over 153 and have him tell us this in a written opinion, whether that is considered basically a no fault bill or not, if that's what they want to do and I'm willing to abide by what they say, and I don't think they are willing to do that, but I am, and I would select myself, an individual who would be a lawyer, and an individual as probably connected with academic circles and let them decide, if it is, if you don't believe what I say versus what someone else says. Let them decide and I'll abide by their opinion.

PRESIDENT: Is there any further discussion of the bill? Senator Luedtke do you care to close? Senator Luedtke is closing on his motion.

SENATOR LUEDTKE: Just very briefly, Senator Waldron stated that LB 153 imposes certain first party coverage on people it's just the opposite, it allows you to keep certain first party coverages without having the additional requirement that 161 would make that you'd have to put them on and you'd have double coverage or you'd have to drop some of your certain present coverages, secondly, there is no doubt about the fact that there are many no fault concepts, this just happens to be one of many no fault concepts, and thirdly I'm sure that many of us here voted and I finally did, I agree with you Senator Waldron, I finally voted to bring your's out on the floor and hold it on general file, and I was late in doing that because if your's failed there was no need for my motion, but many I think voted for bringing out 15, 161 because of the fact that they thought we were also going to bring out 153, so let's do it.

PRESIDENT: Senator Luedtke is closing, question is, Senator Marsh for what purpose do you rise?

SENATOR MARSH: I'd like to ask a question of the Chair? I did not hear anyone say that 153 would be bracketed, although I understood when we voted on 161 it would be bracketed.

PRESIDENT: Alright is that understood?

SENATOR LUEDTKE: It would be handled in the same way and we would accept the same, and I would repeat to Senator Marsh that I would also request that it be bracketed in the same way.

SENATOR MARSH: Thank you.

PRESIDENT: Thank you, alright the question is shall LB 153 be placed on general file, notwithstanding the action of the committee, all those in favor will vote aye, all those opposed will vote no. You are voting on the question of whether 153 shall be placed on general file, notwithstanding the action of the committee, the understanding is that it will be bracketed